

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
WINCHESTER DIVISION**

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<b>DIVERSE MEDICAL MANAGEMENT, INC., <i>ET AL.</i>,</b>	)	
<b>Plaintiffs,</b>	)	
<b>v.</b>	)	
	)	
<b>PLATINUM GROUP USA, INC, <i>ET AL.</i>,</b>	)	
<b>Defendants.</b>	)	
<hr/>	)	<b>Case No: 19-CV-00046</b>
	)	
<b>PLATINUM GROUP USA, INC., <i>ET AL.</i>,</b>	)	
<b>Counterclaim Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>DIVERSE MEDICAL MANAGEMENT, INC., <i>ET AL.</i>,</b>	)	
	)	
<b>Counterclaim Defendants.</b>	)	
	)	

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**JOINT MOTION TO SET ASIDE THE ENTRY OF DEFAULT AND EXTEND  
DEADLINE TO FILE RESPONSIVE PLEADINGS**

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Come now, Plaintiffs Diverse Medical Management, Inc. and Azzam Medical Services, LLC (together, “Plaintiffs”), and Defendants, Americore Health, LLC (“Americore”) and Grant White (“White”) (together, “Defendants”), by and through their respective counsel, and hereby file this Joint Motion to Set Aside Entry of Default and Extend Deadline to File Responsive Pleadings (the “Joint Motion to Set Aside”). In support of this Joint Motion to Set Aside, the Parties state as follows:

1. Defendant Americore was served with the Amended Complaint (Docket No. 8) and Summons in this matter on July 25, 2019 (Docket No. 11). However, White

was not served at that time. On September 10, 2019, the Court's Clerk entered an Entry of Default as to Americore (Docket No. 33) for failure to answer or otherwise plead in response to the Amended Complaint.

2. Defendants have recently retained counsel to represent them in this matter. Upon retention, Defendants' counsel immediately contacted Plaintiffs' counsel to discuss the matter. Following those discussions, the Parties agreed to set aside the Entry of Default against Americore, and that counsel for White would accept service of the Amended Complaint and Summons on White's behalf. White was served on September 13, 2019 (Docket No. 35).
3. The Parties further agreed that the Defendants shall have an extension of time to move or otherwise plead in response to the Amended Complaint until twenty-one (21) days from entry of an Order.
4. The Parties therefore request that this Court enter an Order setting aside the Entry of Default against Americore, and extending the deadline for Americore and White to move or otherwise plead in response to the Amended Complaint until twenty-one (21) days from entry of an Order on this Joint Motion to Set Aside.

Respectfully submitted,

/s/Robert A. Peal

Robert A. Peal  
Mark W. Lenihan  
**SIMS|FUNK, PLC**  
3322 West End Ave. Suite 200  
Nashville, TN 37203  
(615) 292-9335  
[rpeal@simsfunk.com](mailto:rpeal@simsfunk.com)  
[mlenihan@simsfunk.com](mailto:mlenihan@simsfunk.com)

*COUNSEL FOR PLAINTIFFS DIVERSE  
MEDICAL MANAGEMENT, INC. AND AZZAM  
MEDICAL SERVICES, LLC.*

Seen and Agreed,

/s/ Aaron W. Marcus

Jared A. Cox (Bar No. 92523)  
Aaron W. Marcus (Bar No. 96178)  
BINGHAM GREENEBAUM DOLL LLP  
3500 PNC Tower  
101 South Fifth Street  
Louisville, KY 40202  
(502) 589-4200  
[jcox@bgdlegal.com](mailto:jcox@bgdlegal.com)  
[amarcus@bgdlegal.com](mailto:amarcus@bgdlegal.com)

*Application for Pro Hac Vice Pending*

*COUNSEL FOR DEFENDANTS, AMERICORE  
HEALTH, LLC, AND GRANT WHITE*

### **CERTIFICATE OF SERVICE**

On this, the 30<sup>th</sup> day of September, the undersigned certifies that he served a copy of the foregoing via the court's CM/ECF System, or by electronic mail, upon the following:

J Scott Hickman  
Lee Webb Campbell , II  
SHERRARD ROE VOIGT & HARBISON, PLC  
150 3rd Avenue South  
Suite 1100  
Nashville, TN 37201  
615-742-4200  
[shickman@sherrardroe.com](mailto:shickman@sherrardroe.com)  
[wcampbell@srvhlaw.com](mailto:wcampbell@srvhlaw.com)

George R Mesires  
Joan A Akalaonu  
FAEGRE BAKER DANIELS LLP (IL)  
311 South Wacker Drive,  
Suite 4300  
Chicago, IL 60606  
312-356-5101  
[george.mesires@faegrebd.com](mailto:george.mesires@faegrebd.com)  
[joan.akalaonu@faegrebd.com](mailto:joan.akalaonu@faegrebd.com)

Yasmin N Best  
FAEGRE BAKER DANIELS LLP (CA)  
11766 Wilshire Blvd,  
Ste 750  
Los Angeles, CA 90025  
[yasmin.best@faegrebd.com](mailto:yasmin.best@faegrebd.com)

David R. Smith  
LAW OFFICE OF DAVID RANDOLPH SMITH AND ASSOCIATES  
1913 21<sup>st</sup> Avenue South  
Nashville, TN 37212  
615-742-1775  
Fax: 615-742-1223  
[drs@drslawfirm.com](mailto:drs@drslawfirm.com)

/s/Robert A. Peal  
COUNSEL FOR PLAINTIFFS